IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 25202 of 2003

Between:

1 Adapa Venkateswar Rao, S/o. Nagaiah, Clerk,

R/o. P.T.[Patchala Tadi Parru] PACS Limited, P.T.Parru,

Ponnuru Mandal, Guntur District.
2 Ambati Ramesh Babu, S/o. Madhava Rao, Clerk,
R/o. P.T.Parru, PACS Limited, Ponnuru Mandal,

Guntur District.
3 Doradla Venkat Ramana Kumar, S/o. Krishna Mohan

Rao, Assistant Accountant, R/o. Bharatinagar, PACS

Limited, Upparapalem, Ponnuru Mandal, Guntur District.
4 Kondaviti Chinna Rao, S/o. Satyanarayana,
Peddapalem, PACS Limited, Ponnuru Mandal,

Guntur District.
5 Kuchipudi Gandhi, S/o.Chinnabbai, Assistant Accountant,

R/o. Chintalapudi, PACS Limited, Ponnuru Mandal,

Guntur District.
6 Nallamothula Sambasiva Rao, S/o. Sriramulu, Clerk,

R/o. Chintalapudi, PACS Limited, Ponnur Mandal,

Guntur District.
7 P. Shyam Prasad, S/o. Basawa Punnaiah, Secretary,

R/o. Nidubrolu, PACS Limited, Ponnur Mandal,

Guntur District.
8 Parisa Sudhakar, S/o. Prasad, Clerk,

R/o. Niduprolu, PACS Limited, Ponnur Mandal,

Guntur District.
9 Peravali Radha Krishna Murthy, S/o. Punnaiah,

Secretary, Komali, PACS Limited, Pitlavaripalem Mandal,

Guntur District.
10 Pelluri Venu Kumar, s/o. Appa Rao, Secretary,
R/o. C.J. Palem, [Cheruvujammulapalem],

Bapatla Mandal.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Agricultural and

Cooperation Department, Secretariat, Hyderabad,

rep., by its Principal Secretary.
2 Commissioner for Cooperation and Registrar of Cooperative

Societies, Andhra Pradesh, Gruhakalpa Building,
Nampally, Hyderabad.
3 Deputy Registrar of Cooperative Societies, Guntur,

Guntur District.
4 P.T.Parru Cooperative Society Limited rep., by its Person-in-

Charge, Ponnuru Mandal, Guntur District.
5 Pedapalem PACS Limited, rep., by its Person-in-charge,

Ponnuru Mandal, Guntur District.
6 Bharatinagar PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.
7 Chintalapudi PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.
8 Nidubrolu PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.
9 Komali PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.

10 Cheruvujammulapalem PACS Limited
rep., by its Person-in-Charge, Bapatla Mandal, Guntur

District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein, the High Court will be pleased to issue a Writ, order or direction, more particularly one in the nature of Writ of Mandamus declaring the proceedings in RC.Nos.148/2002C, dated 29-08-2003 of the 3rd respondent herein i.e., PT Parru PACS, Bharatinagar PACS, Pedapalem PACS., Chintalapudi PACS., Nidubrolu PACS, Komali PACS and C.J. Palem PACS in Guntur District as patently without jurisdiction, highly arbitrary, inhuman, illegal, without application of mind, besides being violative of Articles 14 and 21 of Constitution of India and consequently direct the respondents to pay the salaries to the petitioners from April, 2003 on the same pay pockets that were paid for the month of March 2003 i.e., from the date of non-payment of salaries together with interest from the date of accrual till the date of actual payment.

Counsel for the Petitioners: Mr.SANAKA NARASIMHA RAO

Counsel for Respondent Nos 1 to 3: GP FOR COOPERATION

Counsel for Respondent Nos 4,5,7 and 8: None appeared

Counsel for Respondent No.10: Mr.M.V.S.SURESH KUMAR

Counsel for Respondent Nos.6 and 9: (Notice sent returned unserved)

The Court made the following order:

Learned counsel appearing for the petitioners submits that the subject matter of this writ petition is squarely covered by the judgment of this Court in W.P.No.3171 of 2003 and batch dated 30-8-2004.

Following the said judgment, this writ petition is dismissed by and in terms thereof. No costs.

9-9-2004

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To,

1 Government of Andhra Pradesh, Agricultural and

Cooperation Department, Secretariat, Hyderabad,

rep., by its Principal Secretary. (along with copy of the order

in WP.No.3171 of 2003 and batch, dated 30-8-2004)
2 Commissioner for Cooperation and Registrar of Cooperative

Societies, Andhra Pradesh, Gruhakalpa Building,
Nampally, Hyderabad. (along with copy of the order

in WP.No.3171 of 2003 and batch, dated 30-8-2004)
3 Deputy Registrar of Cooperative Societies, Guntur,

Guntur District. (along with copy of the order

in WP.No.3171 of 2003 and batch, dated 30-8-2004)
4 P.T.Parru Cooperative Society Limited rep., by its Person-in-

Charge, Ponnuru Mandal, Guntur District. (along with copy

of the order in WP.No.3171 of 2003 and batch,

dated 30-8-2004)
5 Pedapalem PACS Limited, rep., by its Person-in-charge,

Ponnuru Mandal, Guntur District. (along with copy of the

order in WP.No.3171 of 2003 and batch, dated 30-8-2004)
6 Bharatinagar PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District. (along

with copy of the order in WP.No.3171 of 2003 and

batch, dated 30-8-2004)
7 Chintalapudi PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.
(along with copy of the order

in WP.No.3171 of 2003 and batch, dated 30-8-2004)

8 Nidubrolu PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.
(along with copy of the order

in WP.No.3171 of 2003 and batch, dated 30-8-2004)

9 Komali PACS Limited, rep., by its

Person-in-Charge, Ponnuru Mandal, Guntur District.

(along with copy of the order in WP.No.3171 of 2003 and

batch, dated 30-8-2004)
10 Cheruvujammulapalem PACS Limited

rep., by its Person-in-Charge, Bapatla Mandal, Guntur District. (along with copy of the order in WP.No.3171 of 2003 and batch, dated 30-8-2004)

11 2 CCs to Government Pleader for Cooperation, High Court of A.P. Hyderabad. (OUT) (along with copy of the order in WP.No.3171 of 2003 and batch, dated 30-8-2004)

12 2 CD copies